

***Effective 5/13/2014***

**59-1-201 Composition of commission -- Terms -- Removal from office -- Appointment.**

- (1) The commission shall be composed of four members appointed by the governor with the consent of the Senate.
- (2) Subject to Subsection (3), the term of office of each commissioner shall be for four years and expire on June 30 of the year the term ends.
- (3) The governor shall stagger a term described in Subsection (2) so that the term of one commissioner expires each year.
- (4) A commissioner shall hold office until a successor is appointed and qualified.
- (5)
  - (a) The governor may remove a commissioner from office for neglect of duty, inefficiency, or malfeasance, after notice and a hearing.
  - (b) If the governor removes a commissioner from office and appoints another person to replace the commissioner, the person the governor appoints to replace the commissioner:
    - (i) shall serve for the remainder of the unexpired term; and
    - (ii) may be reappointed as the governor determines.
- (6)
  - (a) Before appointing a commissioner, the governor shall request a list of names of potential appointees from:
    - (i) the Utah State Bar;
    - (ii) one or more organizations that represent certified public accountants who are licensed to practice in the state;
    - (iii) one or more organizations that represent persons who assess or appraise property in the state; and
    - (iv) one or more national organizations that:
      - (A) offer a professional certification in the areas of property tax, sales and use tax, and state income tax;
      - (B) require experience, education, and testing to obtain the certification; and
      - (C) require additional education to maintain the certification.
  - (b) In appointing a commissioner, the governor shall consider:
    - (i) to the extent names of potential appointees are submitted, the names of potential appointees submitted in accordance with Subsection (6)(a); and
    - (ii) any other potential appointee of the governor's own choosing.

Amended by Chapter 370, 2014 General Session